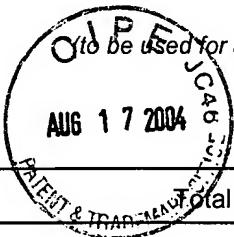


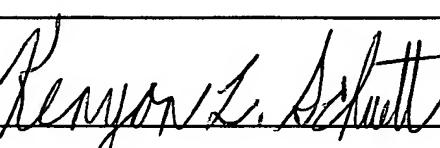
TRANSMITTAL FORM



Complete if Known	
Application Number	10/750,990
Filing Date	December 31, 2003
First Named Inventor	Teddy E. MORELOCK
Examiner Name	
Group Art Unit	1638
Total Number of Pages in This Submission <u>7</u>	Attorney Docket Number <u>1472-001</u>

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1) Certificate of Express Mail Label No. EV195486398US
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	REMARKS:	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SUBMITTED BY		Complete (if applicable)		
NAME & REG. NUMBER	Kenyon L. Schuett, Reg No. 44,324			
SIGNATURE		DATE	August 16, 2004	DEPOSIT ACCOUNT USER ID

FEE TRANSMITTAL
for FY 2003
(Small Entity)



		Complete if Known	
		Application Number	10/750,990
		Filing Date	December 31, 2003
		First Named Inventor	Teddy E. MORELOCK
		Examiner Name	
		Group Art Unit	1638
Total Amount of Payment	\$574.00	Attorney Docket Number	1472-001

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 50-2368 in the name of Jondle & Associates P.C.
- Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- Applicant claims small entity status.

2. Payment Enclosed:

- Check
- Credit Card

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Code	Fee Paid	Fee Description	Fee Paid
2051	65	Surcharge - late filing fee or oath	[65.00]
2052	25	Surcharge - late provisional filing fee or cover sheet	[]
1053	130	Non-English specification	[]
1812	2,520	For filing a request for reexamination	[]
1804	920	Requesting publication of SIR prior to Examiner action	[]
1805	1,840*	Requesting publication of SIR after Examiner action	[]
2251	55	Extension for reply within first month	[]
2252	210	Extension for reply within second month	[]
2253	475	Extension for reply within third month	[]
2254	740	Extension for reply within fourth month	[]
2255	1,005	Extension for reply within fifth month	[]
2401	165	Notice of Appeal	[]
2402	165	Filing a brief in support of an appeal	[]
2403	145	Request for Oral Hearing	[]
1451	1,510	Petition to institute a public use proceeding	[]
2452	55	Petition to revive -unavoidable	[]
2453	665	Petition to revive - unintentional	[]
2501	665	Utility issue fee (or reissue)	[]
2502	240	Design issue fee	[]
2503	320	Plant issue fee	[]
1460	130	Petitions to the Commissioner	[]
1807	50	Processing fee under 37 CFR 1.17(q)	[]
1806	180	Submission of Information Disclosure Statement	[]
8021	40	Recording each patent assignment per property (times number of properties)	[]
2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	[]
2810	385	For each additional invention to be examined (37 CFR 1.129(b))	[]
2801	385	Request for Continued Examination (RCE)	[]
1802	900	Request for expedited examination of a design application	[]
1504	300	Publication fee for early, voluntary, or normal publication	[]
1505	300	Publication fee for republication	[]
1455	200	Filing an application for patent term adjustment	[]
1456	400	Request for reinstatement of term reduced	[]
Other fee (specify) Statutory Disclaimer		[]	[]

FEE CALCULATION

1. FILING FEE

Fee Code	Fee \$	Fee Description	Fee Paid
2001	385	Utility filing fee	[385.00]
2002	170	Design Filing Fee	[]
2003	265	Plant Filing Fee	[]
2004	385	Reissue Filing Fee	[]
2005	80	Provisional Filing Fee	[]
SUBTOTAL		\$385.00	

2. CLAIMS

Total Claims	Extra Claims	Fee \$	Fee Paid
[29]	- 20** = [9] x	\$ 9 =	[81]
Independent Claims	[4] - 3** = [1] x	43 =	[43]
Multiple Dependent Claims	+ 145 = []		

*or number previously paid, if greater;

SUBTOTAL \$124.00

* Reduced by Basic Filing Fee Paid

SUBTOTAL

\$65.00

SUBMITTED BY		Complete (if applicable)		
NAME AND REG. NUMBER	Kenyon L. Schuett, Reg. No. 44,324			
SIGNATURE		DATE	August 16, 2004	DEPOSIT ACCOUNT USER ID

N1472-001
KLS/elbj

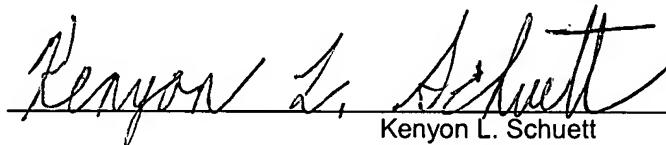


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Teddy E. MORELOCK) Box Missing Parts
Serial No. 10/750,990)
Filed: December 31, 2003)
For: Cowpea Variety 951135)
)
)
)
)
)

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (post office to addressee) in an envelope addressed to: Commissioner of Patents and Trademarks, Box Missing Parts, Washington, D.C. 20231 on this 16th day of August 2004. The number of the Express Mail mailing label is EV195486398US



Kenyon L. Schuett
Reg. No. 44,324

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated June 16, 2004, response copy attached, a Declaration and Power of Attorney identifying the above-referenced application by Serial Number and Filing Date is being herewith submitted. Also attached is a check in payment of the following fees:

\$ 65.00 (surcharge under 37 C.F.R. 1.16(e))
385.00 (basic filing fee)
124.00 (additional claims fee)
\$574.00 TOTAL

Please charge any additional fees or credit any overpayment for the payment of
the filing fee, any extra claims fees or the surcharge to deposit account number
50-2368.

Respectfully submitted,

By Kenyon L. Schuett
Kenyon L. Schuett, Reg. 44,324
Attorney for Applicants
Jondle & Associates, PC
9085 E. Mineral Circle, Suite 200
Centennial, CO. 80112
(303) 799-6444

08-17-04



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/750,990	12/31/2003	Teddy E. Morelock	1472-001

CONFIRMATION NO. 5479

FORMALITIES LETTER



OC000000012960427

32905
JONDLE & ASSOCIATES P.C.
9085 EAST MINERAL CIRCLE
SUITE 200
CENTENNIAL, CO 80112

Date Mailed: 06/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/18/2004 BABRAHA1 00000082 10750990

FILED UNDER 37 CFR 1.53(b)

01 FC:2001	385.00	OP
02 FC:2051	65.00	OP
03 FC:2202	81.00	OP
04 FC:2201	43.00	OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$124 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$574 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

RECEIVED
AUG 18 2004
OIP/E/JCWS

- Total additional claim fee(s) for this application is \$124

- \$43 for 1 independent claims over 3.
- \$81 for 9 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

M - HAILE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY